

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2932.02US03

Duncan, et al.

Confirmation No.: 4054

Application No.: 10/695,656

Examiner: Robin O. Evans

Filed: October 23, 2003

Group Art Unit: 3752

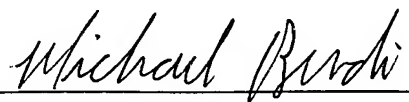
For: LAWN IRRIGATION SYSTEM

DECLARATION UNDER 37 C.F.R. 1.131(a)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. I am the attorney of record in the above-identified application.
2. I am familiar with the above-identified application and the prosecution history of this application.
3. Some of the claims of the above-identified application have been rejected in light of Heren et al., U.S. Patent No. 6,604,697, filed June 14, 2001 ("Heren et al.").
4. Prior to the effective filing date of Heren et al., I was retained to prepare and file a patent application for the invention claimed in the present application.
5. Prior to the effective filing date of Heren et al., the invention currently being claimed in the present application was described to me by the inventors.
6. That all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of any patent issued from applications addressed by this declaration.
7. That further the declarant sayeth not.

 09/20/04
Michael A. Bondi